

SENATOR HIGGINS: Thank you, Senator Wesely.

SENATOR CARSTEN: Okay. Senator Wesely, do you have any closing on your amendment?

SENATOR WESELY: No. There is one last thing I should mention. With that last amendment that we adopted, this amendment may not properly include the need to change some terminology in that amendment. So, obviously, the intent is to make sure mentally retarded is inserted where developmentally disabled is used for whatever reason the federal government requires that. So, hopefully, this and the E & R process will catch that and make sure the bill is properly drafted.

SENATOR CARSTEN: Question is, shall the Wesely amendment be adopted? All those in favor will vote aye, those opposed will vote no. Record, Mr. Clerk.

CLERK: 26 ayes, 0 nays, Mr. President, on adoption of Senator Wesely's amendment.

SENATOR CARSTEN: The amendment is adopted. Do you have anything?

CLERK: Yes, sir, excuse me. Senator Hannibal would move to amend. (Hannibal amendment appears on pages 1307-9 of the Legislative Journal.)

SENATOR CARSTEN: Senator Hannibal.

SENATOR HANNIBAL: Mr. Chairman and members, this is an amendment to LB 924 that deals with the administrators of the intermediate care facilities for the mentally retarded, called ICFMRs. Presently the statutes require that in order to be a licensed administrator for an ICFMR you must be licensed as a nursing home administrator. And the ICFMR administrators have approached the Board of Examiners to suggest that they have different sets of requirements for administration of an intermediate care facility for the mentally retarded than you have for a facility, just a nursing home facility. And the Board of Examiners have said, and as a matter of fact have been now backed up by the Attorney General with an opinion that says no, they cannot adopt special rules the way they are set up right now. This